RECEIVED

MAY 1 7 1999

LAW OFFICES KOTEEN & NAFTALIN, L.L.P. BERNARD KOTTE COMMUNICATIONS COMMISSION ALAN Y. WAF TALLINCE OF THE SECRETARY ARTHUR B. GOODKIND

1150 CONNECTICUT AVENUE WASHINGTON, D.C. 20036-4104

TELEPHONE (202) 467-5700 TELECOPY (202) 467-5915

JULIE A. BARRIE . SENIOR COUNSEL

GEORGE Y. WHEELER

MARGOT SMILEY HUMPHREY PETER M. CONNOLLY CHARLES R. NAFTALIN

May 17, 1999

Magalie Roman Salas Secretary Federal Communications Commission 445 Twelfth Street, S.W. TW-A325 Washington, DC 20554

EX PARTE OR LATE FILED

Re: Notification of Oral Ex Parte Contact WT Dkt. No. 99-87

Dear Ms. Salas:

On behalf of Mark IV Industries Ltd., this is to notify you pursuant to Section 1.1206 of the Commission's rules of an oral ex parte contact regarding the proposed implementation of Sections 309(j) and 337 of the Communications Act of 1934, as amended, by the Balanced Budget Act of 1997 in WT Dkt. No. 99-87.

On May 14, 1999, the undersigned spoke with John Borkowski, Chief, Policy and Rules Branch of the Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, as well as Peter Daronco and Ronald E. Quirk in the same division, regarding rulemaking issues presented for comment as they relate to existing shared use licensing under Subpart M of Part 90 of the FCC's rules and the possible impact of related exemptions provided for under Section 309(j)(2) of the Act upon such shared use licensing.

In the event there are any questions or comments concerning this matter, please direct them to the undersigned.

cc: John Borkowski Peter Daronco Ronald E. Quirk

No. of Copies rec'd List ABCDE